

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

SAMUEL JOHNSON,

Plaintiff,

v.

UNIVERSITY HOSPITALS HEALTH
SYSTEM, INC.,

Defendant.

Case No. 3:21-cv-00656

Judge William L. Campbell, Jr.

Magistrate Judge Barbara D. Holmes

**DEFENDANT’S MOTION FOR JUDGMENT ON THE PLEADINGS OR,
ALTERNATIVELY, FOR A STAY PENDING ARBITRATION**

Pursuant to Federal Rule of Civil Procedure 12(c), Defendant University Hospitals Health System, Inc. (“UH”) moves for judgment on the pleadings against Plaintiff Samuel Johnson, who asserts three counts: tortious interference with employment relations (Count 1); tortious interference with contract under Tennessee common law (Count 2); and tortious interference with contract under Tenn. Code § 47-50-109 (Count 3). Alternatively, UH moves for a discretionary stay of this case pending the ongoing arbitration between Mr. Johnson and his former employer, VisuWell. This motion is supported by the accompanying memorandum of law. Pursuant to Local Rule 7.01(a), counsel for UH has conferred with counsel for Mr. Johnson regarding a stay of this case, and Mr. Johnson has not taken a position as of the time of this filing.

Dated: October 15, 2021

Respectfully submitted,

/s/ L. Webb Campbell II

L. Webb Campbell II (No. 11238)
John L. Farringer IV (No. 22783)
SHERRARD ROE VOIGT HARBISON, PLC
150 3rd Avenue South, Suite 1100
Nashville, Tennessee 37201
(615) 742-4200
wcampbell@srvhlaw.com
jfarringer@srvhlaw.com

Justin E. Herdman (admitted *pro hac vice*)
Collin R. Flake (admitted *pro hac vice*)
JONES DAY
901 Lakeside Avenue
Cleveland, Ohio 44114
(216) 586-3939
jherdman@jonesday.com
cflake@jonesday.com

*Counsel for Defendant University
Hospitals Health System, Inc.*

CERTIFICATE OF SERVICE

Service of the foregoing was accomplished through the Court's Electronic Filing System
this 15th day of October, 2021, upon the following:

Todd V. McMurtry
J. Will Huber
HEMMER DEFRANK WESSELS, PLLC
250 Grandview Drive, Suite 500
Fort Mitchell, Kentucky 41017
tmcmurtry@hemmerlaw.com
whuber@hemmerlaw.com

Timothy W. Burrow
BURROW & CRAVENS
3016 Hedrick Street, Suite 200
Nashville, Tennessee 37203
tburrow@burrowcravenslaw.com

/s/ L. Webb Campbell II